



OFFICE OF PETITION  
DAF  
\$1025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kelly, et al.

Serial No. 09/585,157

Filed: June 1, 2000

Confirmation No. 4758

For: ANTIFUNGAL AND  
ANTIMYCOBACTERIAL  
BASILISKAMIDES

Art Unit: 1625

Examiner: Amelia A. Owens

) I hereby certify that this paper and the attached  
) papers are being deposited with the United States  
) Postal Service as first class mail in an envelope  
) addressed to:

) Assistant Commissioner for Patents  
) Washington, DC 20231, on this date

) July 26, 2002

Karyn F. Massie  
Karyn F. Massie

TRANSMITTAL LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Attn: Box Issue Fee

Sir:

Transmitted herewith for filing are the following:


1. Petition Under 37 C.F.R. 1.313(c)(3);
2. Check in the amount of \$130.00 for the requisite fee; and
3. Return Postcard.

The Commissioner is hereby authorized to charge any fee, including any submitted herewith, if the attached check(s) is in the wrong amount or otherwise improper or missing, that

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may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account 03-3975. A duplicate of this Transmittal is enclosed.

Respectfully submitted,  
PILLSBURY WINTHROP LLP

By   
Robert M. Bedgood, Ph.D.  
Registration No. 43,488

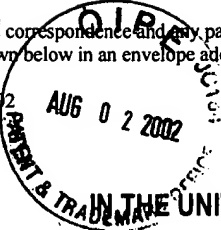
Dated: July 25, 2002

Attorney Docket No. 007779-0260755  
Address all correspondence to:  
11682 El Camino Real, Suite 200  
San Diego, CA 92130-2593  
Tel: (619) 234-5000  
Direct: (858) 509-4065

I hereby certify that this correspondence and any paper referred to as being attached or enclosed is being mailed via "First Class Mail" of the United States Postal Service on the date shown below in an envelope addressed to the Assistant Commissioner for Patents, U.S. Patent & Trademark Office, Washington, D.C. 20231

Dated: July 26, 2002

By: Karyn F. Massie  
Karyn F. Massie



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## PATENT APPLICATION

Inventor(s): KELLY, et al.

Appln. No.: 09/ 585,157

Series Code ↑

Serial No. ↑

Filed: June 1, 2000

Hon. Commissioner of Patents  
Washington, D.C. 20231

Group Art Unit 1625

Examiner: A. OWENS

Atty. Dkt. P 007779/0260755

M#

Client Ref

Appln. Title: ANTIFUNGAL AND  
ANTIMYCOBACTERIAL  
BASILISKAMIDES

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AUG 05 2002

Sir:

**PETITION UNDER 37 CFR 1.313(c)(3)**

Date: July 24, 2002

OFFICE OF PETITION

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

**FEE REQUIREMENTS FOR CLAIMS AS AMENDED**

1. Small Entity claim

- A. ☐ NOT made  
B. ☐ Withdrawn  
C. ☐ made herewith  
D. ☒ made previously

For B & C  
See Required  
Separate Paper  
(Pat-256)

	Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm
2. Total Effective Claims	1	**minus 20	0	x \$18/\$9 =	+ \$0	103/203
3. Independent Claims	1	***minus 3	0	x \$84/\$42 =	+ \$0	102/202
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application)..... add				+ \$280/\$140 =	+ \$0	104/204
5. Original due Date:	<input checked="" type="checkbox"/> NONE					
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached (1 mo) \$110/\$55 = (2 mos) \$400/\$200 = (3 mos) \$920/\$460 = (Usable only for ≤ 2mo.OA --- 4 mos) \$1,440/\$720= (Usable only for 30 day/1mo.OA --- 5 mos) \$1,960/\$980=				+ \$0		115/215 116/216 117/217 118/218 128/228
7. Petition fee for Additional Inventor				+ \$130		
8. Assignment Recordation fee				+ \$0		
9. If <b>Terminal Disclaimer</b> attached, add Rule 20(d) official fee .....				+ \$110/\$55	+ \$0	148/248
10. If IDS attached requires Official Fee under Rule 97 (c), ..... add				+ \$180	+ \$0	126
or if Rule 97(d) Request ..... add				+ \$180		126
11. After-Final Request Fee per rules 129(a) and 17(r) .....				+ \$740/370	+ \$0	146/246
12. No. of additional inventions for examination per Rule 129(b) .....				x \$740/370 ea	+ \$0	149/249
13. Request for Continued Prosecution Application (CPA) <b>DESIGN</b> .....				+ \$330/165	+ \$0	1179/1279
14. Petition fee for Withdrawal of Application From Issue .....				+ \$130		
15.				<b>TOTAL FEE ENCLOSED =</b>	<b>\$130</b>	

16. \*If the entry in this space is less than entry in next space, the "Present Extra" result is "0".

17. \*\*If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.

18. \*\*\*If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

Our Deposit Account No. 03-3975)

(Our Order No. 007779 0260755

C#

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

11682 El Camino Real, #200  
San Diego, CA 92130-2593  
Tel: (619) 234-5000

Pillsbury Winthrop LLP  
Intellectual Property Group

By Atty: Robert M. Bedgood, Ph.D

Sig: *Robert M. Bedgood*

Reg. No. 43,488

Fax: (858) 509-4010

Tel: (858) 509-4065

Atty/Sec: RMB/kfm

**NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments**